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Attorneys for Plaintiff
TERA RESOURCE CO., LTD.

IN THE UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF HAWAII

In re

CUZCO DEVELOPMENT U.S.A.,
LLC,

Reorganized Debtor.

TERA RESOURCE CO., LTD., for
itself and in the Right of and for
the Benefit of CUZCO
DEVELOPMENT KOREA, INC.
and in the Right of and for the
Benefit of CUZCO
DEVELOPMENT U.S.A., LLC,

Plaintiff,

vs.

Case No. 16-00636
(Chapter 11)

Adversary Pro. No. 17-90009

**NOTICE OF VOLUNTARY
DISMISSAL WITH PREJUDICE;
CERTIFICATE OF SERVICE**

Judge: Hon. Robert J. Faris

DONG WOO LEE, an individual;
SOO KYUNG YANG, an
individual; NEWCO, LLC, a
Hawaii Limited Liability
Company; JOHN DOES 1-10;
JANE DOES 1-10; DOE
PARTNERSHIPS 1-10; DOE
CORPORATIONS 1-10 and DOE
ENTITIES 1-10,

Defendants,

and

CUZCO DEVELOPMENT
KOREA, INC.,

Defendant in
intervention,

and

CUZCO DEVELOPMENT U.S.A.,
LLC,

Nominal
Defendant.

NOTICE OF VOLUNTARY DISMISSAL WITH PREJUDICE

PLEASE TAKE NOTICE that pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), made applicable to this adversary proceeding by Fed. R. Bankr. P. 7041, Plaintiff TERA RESOURCE CO., LTD. ("Tera") hereby dismisses with prejudice all claims set forth in the Third Amended Verified Complaint filed May 15, 2018 [Dkt. 94] against Defendants DONG WOO LEE; SOO KYUNG YANG; NEWCO, LLC; Intervenor CUZCO DEVELOPMENT KOREA, INC.; and Nominal Defendant CUZCO DEVELOPMENT U.S.A., LLC (collectively, "Defendants").

Defendants have not answered the Third Amended Verified Complaint or filed a motion for summary judgment. In addition, none of the claims in the Third Amended Verified Complaint involves 11 U.S.C. § 727. No other claims or issues remain in this adversary proceeding. Each party to bear its own attorneys' fees and costs.

DATED: Honolulu, Hawai`i, November 26, 2018.

/s/ David A. Nakashima
DAVID A. NAKASHIMA
RYAN B. KASTEN
Attorneys for Plaintiff
TERA RESOURCE CO., LTD.